IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVI APPELLATE SIDE JURISDICTION

WRIT PETITION NO 2243 OF 2005

Shri Sant Damajipant Juni Samadhi
Jirnodhar Charity Trust...Petitioners

vs

State of Mah and ors.. ..Respondents

with

Writ petition No. 2327 of 2005

Shri Hariharrao Pandurangrao Patwardhan..petr

vs

State of Mah and ors.. respondents

Mr. A.V.Anturkar for petitioners

Mr.A.H Palekar AGP for State

Mr R.G.Ketkar for respondent no. 6 and 7

Mr.S.M.Oak for respondent no. 5

CORAM: S.U.KAMDAR J.

Dated 5.l2.2005

P.C:

. The learned counsel for the petitioners states that he will file a suit to establish his title in respect of CTS No.27 B situated at Mangalwedha in District Solapur. The petitioners further state that he will file such a suit within a period of six weeks from today. If such a suit is filed within a period of six weeks from today, then

parties to maintain status quo in respect of the said property and will not put up any construction thereon. If such a suit is filed the trial court is directed to hear the same expeditiously and decide the same as early as possible and on its own merits. It is clarified that the order of status quo will not come in the way of the Municipal Council either to complete the road which is already put up or new road to be put up by the Council. The learned counsel for the petitioners however, states that there is no such road put up as yet by the Council. It is clarified that the petitioners will be entitled to adopt appropriate proceedings for interim relief in the suit which will be filed by them. If such application is made then the same will be heard by the trial court on its own merits without in any way influenced by the impugned order passed by the revenue authorities or by this order. Status quo as above will continue for a period of 8 weeks and within that period petitioners are at liberty to apply for interim reliefs from the trial court.

. With the aforesaid observations petitions are disposed with no order as to costs.